

AO 247 (02/08) Order Regarding Motion for Sentence Reduction

UNITED STATES DISTRICT COURT

for the

Southern District of Ohio

United States of America)

v.)

TROY A. ALLEN)

Case No: 1:002-CR-00101

USM No: 03619-061

Date of Previous Judgment: 03/06/2003)

Gordon G. Hobson, Esq.

(Use Date of Last Amended Judgment if Applicable))

Defendant's Attorney

Order Regarding Motion for Sentence Reduction Pursuant to 18 U.S.C. § 3582(c)(2)

Upon motion of ☒ the defendant ☐ the Director of the Bureau of Prisons ☐ the court under 18 U.S.C. § 3582(c)(2) for a reduction in the term of imprisonment imposed based on a guideline sentencing range that has subsequently been lowered and made retroactive by the United States Sentencing Commission pursuant to 28 U.S.C. § 994(u), and having considered such motion,

IT IS ORDERED that the motion is:

☐ DENIED. ☒ GRANTED and the defendant's previously imposed sentence of imprisonment (as reflected in the last judgment issued) of 130 months is reduced to 120 months*.

I. COURT DETERMINATION OF GUIDELINE RANGE (Prior to Any Departures)

Previous Offense Level: 26

Amended Offense Level: 24

Criminal History Category: IV

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Previous Guideline Range: 70 to 87 months

Amended Guideline Range: 60 to 71 months

II. SENTENCE RELATIVE TO AMENDED GUIDELINE RANGE

- ☒ The reduced sentence is within the amended guideline range.
☐ The previous term of imprisonment imposed was less than the guideline range applicable to the defendant at the time of sentencing as a result of a departure or Rule 35 reduction, and the reduced sentence is comparably less than the amended guideline range.
☐ Other (explain):

III. ADDITIONAL COMMENTS

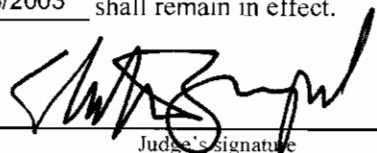
*The sentence as to Count 1 is reduced to 60 months, to run consecutive to the 60 months on his conviction of violating 18 U.S.C. Section 924(c), for a total term of imprisonment of 120 months. The 60 month sentence is the statutory mandatory minimum sentence.

Except as provided above, all provisions of the judgment dated 03/06/2003 shall remain in effect.

IT IS SO ORDERED.

Order Date: 03/06/2008

Effective Date: 3/7/08
 (if different from order date)


 Judge's signature

S. Arthur Spiegel, Senior U.S. District Judge

Printed name and title